



Steven L. Beshear
Governor

Robert D. Vance, Secretary
Environmental and Public
Protection Cabinet

Larry R. Bond
Commissioner
Department of Public Protection

Commonwealth of Kentucky
Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, Kentucky 40602-0615
Telephone: (502) 564-3940
Fax: (502) 564-3460
psc.ky.gov

Mark David Goss
Chairman

John W. Clay
Vice Chairman

Caroline Pitt Clark
Commissioner

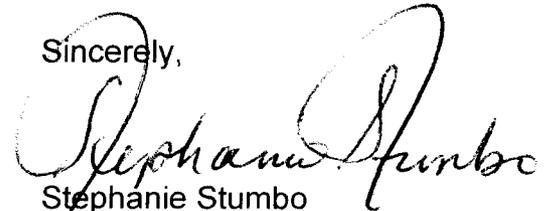
April 28, 2008

PARTIES OF RECORD

Re: Case No. 2008-00128
East Kentucky Power Cooperative, Inc.

Attached is a copy of the memorandum which is being filed in the record of the above-referenced case. If you wish to file any comments regarding the contents of the memorandum, please do so within five days of receipt of this letter. If you have any questions, please contact Rick Bertelson at 502/564-3940, Extension 260.

Sincerely,


Stephanie Stumbo
Executive Director

RB:v

INTRA-AGENCY MEMORANDUM
KENTUCKY PUBLIC SERVICE COMMISSION

TO: File: Case No. 2008-00128

FROM: Rick Bertelson, Staff Attorney / Dawn McGee, Team Leader

DATE: April 23, 2008

RE: The Revision of Cogeneration and Small Power Purchase Rates of East Kentucky Power Cooperative, Inc.

On April 22, 2008, Commission Staff held a teleconference with representatives of East Kentucky Power Cooperative, Inc. ("East Kentucky"). Participating in the teleconference were Rick Bertelson, Jeff Shaw, Jeff Johnson, Dawn McGee, and John Rogness and East Kentucky's representatives, Charles Lile and Bill Bosta.

The purpose of the conference was to discuss the need for East Kentucky's member cooperatives to file their own tariff amendments to bring their tariffs into agreement with East Kentucky's proposed revision of its cogeneration and small power purchase rates.

Staff members recommended that the Commission suspend the effective date of the proposed tariff amendment one month to allow the cooperatives to file their own tariff amendments by May 12, 2008, and to request that the amendments take effect in 20 days (as opposed to 30 days), pursuant to KRS 278.180. This would cause East Kentucky's proposed tariff amendment and the cooperatives' tariff amendments to take effect together on June 1, 2008. East Kentucky's representatives agreed with this proposal and stated that they would have their member cooperatives file their own tariff amendments by May 12, 2008.

East Kentucky inquired as to the notice requirements for the cooperatives' tariff amendment filings. Later the same day, after reviewing the applicable regulations, Commission Staff telephoned Mr. Lile and stated that the notice provisions of 807 KAR 5:011, Section 8(2), would apply, but, in this case, as there is only one distribution cooperative with one retail customer who would be affected by the proposed tariff amendment (and in a positive economic manner), direct notice by the cooperative to that single customer would be sufficient notice pursuant to 807 KAR 5:011, Section 14.

cc: Parties of Record